

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In Re Application:	Tianqing He et al.	Examiner:	Jiping Lu
Filing Date:	11/15/03	Art Unit:	3749
Serial No:	10/714,471	Appeal No.:	
Invention:	DEVICE AND METHODS FOR RAPID DRYING OF POROUS MATERIALS		

April 9, 2008

Board of Patent Appeals and Interference  
United States Patent and Trademark Office  
Post Office Box 1450  
Alexandria, Virginia 22313-1450

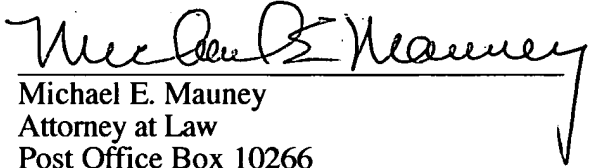
Re: Filing of Appeal Brief and Fee

Dear Examiner Lu:

On December 13, 2007 I signed and filed an appeal brief. I included in that mailing a check for \$255.00 for the cost of filing a brief for a small entity. I never received the return receipt postcard and the check that was included in the December 13 mailing has never been cashed. I waited a reasonable time until following through and then called the Patent Appeal Board and was advised by a paralegal there that the brief should be faxed to the examiner. The undersigned was told that the board call record number for this call was 1108908910. The undersigned then faxed the brief, proof of mailing of the brief, a photocopy of the check and return receipt postcard all included with the original brief filed in December 2007 as well a Notice of Prior Filing of the appeal brief and fee. At the time of the phone call to the board of patent appeals, the undersigned was told that the delay in acknowledgement of the filing of the brief could have been due to simple administrative delays within the patent office itself and it is possible that the brief and check was received but had not yet been processed. However, more than a month has now passed and the undersigned again called the Board of Patent Appeals and was told to contact the tech office and the examiner directly. I respectfully request guidance from the examiner regarding this lost brief

and whether the check that was originally included should be canceled with a new check issued. I also request guidance as to whether the original brief filed in December 2007 has been received and whether duplicate briefs are required or if there is anything else the undersigned can do to expedite this appeal to make sure that both the brief and fee is timely filed. Thank you very much for your immediate attention to this and for any help you can provide .

This the 9 day of April, 2008.

  
Michael E. Mauney  
Attorney at Law  
Post Office Box 10266  
Southport, NC 28461  
Telephone (910) 457-0056  
Registration #33731

CERTIFICATE OF SERVICE

I, Michael E. Mauney, do hereby certify that a copy of the foregoing Letter in:

In Re Application: Tianqing He et al.

Examiner: Jiping Lu

Filing Date: 11/15/03

Art Unit: 3749

Serial No: 10/714,471

Appeal No.:

Invention: DEVICE AND METHODS FOR RAPID DRYING OF POROUS MATERIALS

has this day been duly served upon:

Jiing Lu, Examiner  
Art Unit 3749  
Commissioner of Patents  
Post Office Box 1450  
Alexandria, VA 22313-1450

Said service was made in the following manner:

- ( ) By handing such copy to the aforementioned attorney, or by leaving said copy at the above mentioned attorney's office with a partner or employee of his office.
- ( x ) By depositing a copy of the aforementioned document(s) enclosed in a prepaid first class addressed envelope in the U. S. Mail.

This the 9 day of April, 2008.

Michael E. Mauney  
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